



Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

Docket ID FEMA-2015-0001

[Internal Agency Docket No. FEMA-8395]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: This rule identifies communities where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the Federal Register on a subsequent date. Also, information identifying the current participation status of a community can be obtained from FEMA's Community Status Book (CSB). The CSB is available at <http://www.fema.gov/fema/csb.shtm>.

EFFECTIVE DATES: The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

FOR FURTHER INFORMATION: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact Bret Gates, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW, Washington, DC 20472, (202) 646-4133.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase Federal flood insurance that is not otherwise generally available from private insurers. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits the sale of NFIP flood insurance unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR part 59. Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. We recognize that some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue to be eligible for the sale of NFIP flood insurance. A notice withdrawing the suspension of such communities will be published in the Federal Register.

In addition, FEMA publishes a Flood Insurance Rate Map (FIRM) that identifies the Special Flood Hazard Areas (SFHAs) in these communities. The date of the FIRM, if one has been published, is indicated in the fourth column of the table. No direct Federal

financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may be provided for construction or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year on FEMA's initial FIRM for the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment procedures under 5 U.S.C. 553(b), are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were made, this final rule may take effect within less than 30 days.

National Environmental Policy Act. This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Considerations. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Administrator has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, Section 1315, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply

with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

Paperwork Reduction Act. This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq.

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR Part 64 is amended as follows:

PART 64--[AMENDED]

1. The authority citation for Part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp.; p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp.; p. 376.

§ 64.6 [Amended]

2. The tables published under the authority of § 64.6 are amended as follows:

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Region IV				
Kentucky: Allen, Town of, Floyd County.	210070	April 14, 1977, Emerg; April 18, 1983, Reg; September 16, 2015, Susp.	September 16, 2015	September 16, 2015
Coal Run Village, City of, Pike County.	210263	April 14, 1977, Emerg; December 4, 1979, Reg; September 16, 2015, Susp.	*-do-	-do-
Floyd County, Unincorporated Areas.	210069	March 11, 1976, Emerg; September 5, 1984, Reg; September 16, 2015, Susp.	-do-	-do-
Inez, City of, Martin County.	210362	May 19, 1988, Emerg; May 19, 1988, Reg; September 16, 2015, Susp.	-do-	-do-
Johnson County, Unincorporated Areas.	210339	October 30, 1978, Emerg; May 4, 1988, Reg; September 16, 2015, Susp.	-do-	-do-
Knott County, Unincorporated Areas.	210340	January 8, 1981, Emerg; February 1, 1987, Reg; September 16, 2015, Susp.	-do-	-do-
Lawrence County, Unincorporated Areas.	210258	April 18, 1985, Emerg; April 18, 1985, Reg; September 16, 2015, Susp.	-do-	-do-
Louisa, City of, Lawrence County.	210241	August 8, 1975, Emerg; November 19, 1980, Reg; September 16, 2015, Susp.	-do-	-do-
Magoffin County, Unincorporated Areas.	210158	December 18, 1978, Emerg; March 4, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Martin, City of, Floyd County.	210071	April 14, 1977, Emerg; February 15, 1984, Reg; September 16, 2015, Susp.	-do-	-do-
Martin County, Unincorporated Areas.	210166	April 14, 1977, Emerg; February 19, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Morgan County, Unincorporated Areas.	210292	May 13, 1975, Emerg; August 5, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Paintsville, City of, Johnson County.	210127	October 18, 1974, Emerg; May 15, 1980, Reg; September 16, 2015, Susp.	-do-	-do-
Pike County, Unincorporated Areas.	210298	July 20, 1977, Emerg; December 4, 1979, Reg; September 16, 2015, Susp.	-do-	-do-

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Pikeville, City of, Pike County.	210193	May 13, 1975, Emerg; March 2, 1981, Reg; September 16, 2015, Susp.	-do-	-do-
Prestonsburg, City of, Floyd County.	210072	February 6, 1975, Emerg; July 16, 1980, Reg; September 16, 2015, Susp.	-do-	-do-
Warfield, City of, Martin County.	210364	N/A, Emerg; September 4, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Wayland, City of, Floyd County.	210073	March 29, 1976, Emerg; April 18, 1983, Reg; September 16, 2015, Susp.	-do-	-do-
Wheelwright, City of, Floyd County.	210074	October 15, 1974, Emerg; June 17, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Region V				
Minnesota: St. Paul, City of, Ramsey County.	275248	April 2, 1971, Emerg; February 9, 1973, Reg; September 16, 2015, Susp.	-do-	-do-
Wisconsin: Beloit, City of, Rock County.	555544	November 27, 1970, Emerg; July 9, 1971, Reg; September 16, 2015, Susp.	-do-	-do-
Evansville, City of, Rock County.	550366	February 5, 1975, Emerg; January 18, 1984, Reg; September 16, 2015, Susp.	-do-	-do-
Footville, Village of, Rock County.	550575	March 24, 1975, Emerg; July 3, 1986, Reg; September 16, 2015, Susp.	-do-	-do-
Janesville, City of, Rock County.	555560	March 26, 1971, Emerg; March 31, 1972, Reg; September 16, 2015, Susp.	-do-	-do-
Milton, City of, Rock County.	550026	N/A, Emerg; May 26, 2010, Reg; September 16, 2015, Susp.	-do-	-do-
Rock County, Unincorporated Areas.	550363	February 8, 1974, Emerg; August 1, 1983, Reg; September 16, 2015, Susp.	-do-	-do-
Region VIII				
Wyoming: Jackson, Town of, Teton County.	560052	August 8, 1975, Emerg; May 4, 1989, Reg; September 16, 2015, Susp.	-do-	-do-

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Teton County, Unincorporated Areas.	560094	April 19, 1978, Emerg; May 4, 1989, Reg; September 16, 2015, Susp.	-do-	-do-

*-do- =Ditto.

Code for reading third column: Emerg. —Emergency; Reg. —Regular; Susp. —Suspension.

Dated: July 28, 2015.

Roy E. Wright

Deputy Associate Administrator

Federal Insurance and Mitigation Administration

Department of Homeland Security

Federal Emergency Management Agency

[FR Doc. 2015-20942 Filed: 8/24/2015 08:45 am; Publication Date: 8/25/2015]